

**COMBINED DECLARATION AND POWER OF ATTORNEY
CONTINUATION IN PART APPLICATION**

Attorney Docket No.
6493-02

As a below named inventor, I hereby declare that: My residence, post office address and citizenship are as stated below next to my name, that I verify I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of subject matter which is claimed and for which a patent is sought on the invention entitled:

**COPY OF PAPERS
ORIGINALLY FILED**

the specification of which:

☐ is attached hereto

☒ was filed on October 16, 2001 as Application Serial No. 9/978,127

☐ is deposited for filing under Attorney Docket No. <INSERT ATTY DOCKET NO.> via Express Mail No. <insert exp mail #> ; Serial No. not yet known, and including all the amendments through the date hereof

and is a Continuation-in-Part application of U.S. Serial No. 9/922,632 filed August 6, 2001, now pending which claims benefit of pending Provisional Application 60/253,446 filed November 28, 2000, and pending Provisional Application 60/244,510 filed October 31, 2000.

(B) described and claimed of therein; that I understand the content of the attached specification; that this application in part discloses and claims subject matter disclosed in my earlier filed pending application **Serial No. 9/922,660 filed August 6, 2001 which claims benefit of pending Provisional Application 60/253,446 filed November 28, 2000, pending and pending Provisional Application 60/244,510 filed October 31, 2000** that, as to the subject matter of this application which is common to said earlier application I do not know and I do not believe that printed publication in any country before my invention thereof or more than one year prior to said earlier application, or in public use or on sale in the United States of America for more than one year prior to said earlier application; that said **common subject matter** has not been patented or made the subject of an inventor's certificate issued before the date of said earlier application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months prior to said application; and that no application for patent or inventor's certificate on said common subject matter has been filed in any country foreign to the United States of America prior to this application by me or my legal representatives or assigns, except as follows:

FOREIGN COUNTRY FILINGS

(C) that, as to the subject matter of the foregoing specification, which is not common to said application **Serial No. <>**, I do not know and I do not believe that the same was ever known or used before my invention thereof or patented or described in any printed publication in any country before my invention or discovery thereof or more than one year prior to this application, or in public use or on sale in the United States of America for more than one year prior to this application; that said non-common subject matter has not been patented or made the subject of an inventor's certificate issued in this application; and that no application for patent or inventor's certificate on said **non-common subject matter has been filed in any country foreign to the United States of America** prior to this application by me or my legal representatives or assigns, excepts as follows:

FOREIGN COUNTRY FILINGS

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

FOREIGN PRIORITY APPLICATION(s)			
NUMBER	COUNTRY	DAY/MONTH/YEAR FILED	PRIORITY CLAIMED

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112. I acknowledge the duty to disclose to the Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. PRIORITY

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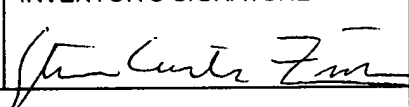

APPLICATION SERIAL NO.	FILING DATE	STATUS-PATENTED, PENDING, ABANDONED
9/922,632	Aug. 6, 2001	pending

I hereby claim the benefit under Title 35, United States Code 119(e) of any United States provisional applications listed below.

PROVISIONAL PRIORITY		
APPLICATION SERIAL NO.	FILING DATE	STATUS-PATENTED, PENDING, ABANDONED
60/244,510	Oct 31, 2000	pending
60/253,446	Nov 28, 2000	pending

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: Richard Ancel, Reg. No. 26,438; Bernard Lieberman, Reg. No. 26,194; Michael M. McGreal, Reg. No. 25,356; Richard E. Nanfeldt, Reg. No. 27,050; Paul Shapiro, Reg. No. 22,322; Henry S. Goldfine, Reg. No. 38,468; Martin Barancik, Reg. No. 25,189; Rosemary Miano, Reg. No. 29,674, who will have full power of substitution and revocation.

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FULL NAME OF SOLE OR FIRST INVENTOR Steven Curtis Zicker	INVENTOR'S SIGNATURE 	DATE 1/31/02	
RESIDENCE 214 Tumbleweed Drive, Lawrence, KS 66049		OCCUPATION Veterinarian/Nutritionist	
CITIZENSHIP U.S.		D.O.B. February 12, 1958	
POST OFFICE ADDRESS <input checked="" type="checkbox"/> same as residence (check if applicable) (If different than residence....insert here)			
FULL NAME OF SECOND JOINT INVENTOR Karen J. Wedekind	INVENTOR'S SIGNATURE 	DATE 1-31-02	
RESIDENCE 197 N Palmberg, Meriden, Kansas 66512		OCCUPATION Nutritionist	
CITIZENSHIP U.S.		D.O.B. March 18, 1961	
POST OFFICE ADDRESS <input checked="" type="checkbox"/> same as residence (check if applicable) (If different than residence....insert here)			